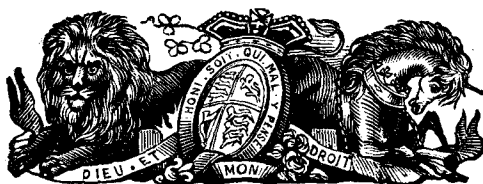


NEW ZEALAND



OTAGO

PROVINCIAL GOVERNMENT

GAZETTE.

Published by Authority.

VOL. IX.

DUNEDIN, WEDNESDAY, APRIL 26, 1865.

No. 361.

ADDRESS OF HIS HONOR THE SUPERINTENDENT

ON OPENING THE TWENTIETH SESSION OF THE PROVINCIAL COUNCIL OF THE PROVINCE OF OTAGO, WEDNESDAY, 12TH APRIL, 1865.

Mr. Speaker and Gentlemen of the Provincial Council—

At the close of another financial year, I have summoned you to the resumption of your duties in Session, glad in the opportunity of again availing myself of your valuable aid and counsel.

The period that has elapsed since your last Session has been marked by a severe monetary pressure, which has lain heavily upon many classes in the community, and which, while it has been mainly attributable to the natural reaction from the undue speculation and consequent inflation following upon the large and sudden influx of population induced by the discoveries of gold in the Province, was, there is reason to fear, greatly aggravated, if not brought to the verge of an overwhelming crisis, by the embarrassed position of the Provincial Government and the sudden withdrawal of a large expenditure on public works, upon which a considerable number of persons had been for a time dependent.

This diminution of public expenditure was not carried into effect at the mere discretion of the Government, but was in fact an imperative necessity forced by a state of the public finances, which, disregarded, could have had issue only in utter disaster. These may seem strong expressions for me to use in my address to you, but that they are not stronger than the occasion warrants, will, I think, be sufficiently demonstrated by a reference to the memorandum of the Treasurer, of date 20th December, 1864, wherein it is shown that at that time the Government was

committed to payment of contracts then current, amounting to upwards of £30,000, to a departmental expenditure at the rate of £18,500 against a current income of £12,000 per month, exclusive of land fund, while at the same time the state of the Government bank account was such as not only to prevent any expectation of further assistance from the bankers, but to occasion pressing demand for a reduction of the advances. I need not here dwell upon the several causes which conspired to bring the finances of the Government into a position so embarrassing. The most prominent was the failure in negotiation of the Provincial Loans, which were, in fact, driven out of the market by the Colonial Loans offered on the superior security of the General Government, and the failure in land sales, caused by the coming into operation of the new Land Regulations.

It was hoped that, with the promised aid of the General Government, a measure would have been introduced and passed at the last session of Assembly, to give the colonial guarantee to our Provincial Loans. That promised aid failed, and the session of Assembly passed without the introduction of such a measure. On the 7th October, it was intimated to me that the credit of £40,000 on the General Treasury, which I had induced the Government on the occasion of my visit to Auckland in July, 1864, to place at the disposal of the Province to meet any case of necessity, was withdrawn. I do not venture to trace what might have been the immediate consequence of a suspension of cash payments by the Provincial Treasury, but I feel assured that the imminence of so grave a catastrophe as the destruction of the public credit of the Province was a sufficient warrant to the Government, not only to adopt the most unsparing retrenchment of expenditure, but to hazard the employment of such extraordinary means as were best cal-

culated to meet the emergency. These circumstances will, I trust, afford a sufficient justification for the Proclamation of 20th December, 1864, in which the Provincial Government undertook to repay the tax of 2s. per acre, imposed by the Waste Lands Act, 1863, in respect of all lands sold between the 4th of January and 5th of April, 1865. The immediate effect of this Proclamation was to bring a sum of money into the Treasury which gave timely relief to the pressure, and, in fact, turned the corner of the difficulty.

Having thus laid before you a statement of the causes which led to the issue of the Proclamation, I have only to express a belief that you will enable the Government to fulfil obligations contracted by them in time of great emergency, with the view of saving the credit of the Province, which they deemed themselves bound to protect.

Several measures of practical utility will be introduced for your consideration. Amongst the most important is a new Land Bill, which it is proposed to submit to the General Assembly at its next Session.

Many reasons unite to render necessary the amendment and consolidation of our Land Laws.

The measure which has been prepared will, it is hoped, be the means of disposing of the Land Question, as a subject for legislation, for many years to come.

The tendency of the measure now sought to be introduced will be to simplify the system of Land Sales generally; to unlock the lands, so as to admit of freer selection over the whole Province, and to obtain a revenue from the Pastoral Lands commensurate with their value, giving in return a more satisfactory tenure to the licensees.

The subject of Emigration from Great Britain will be brought before your notice. A sum will be placed upon the Estimates to continue that stream of labor that has hitherto flowed towards our shores, and which forms so reliable and permanent an addition to the population of the Province.

The Gold Fields of the Province still maintain their established character for extent, productiveness, and undoubted permanence; and it is a noticeable fact that notwithstanding the departure of several thousands of miners and others to the newly-discovered Gold Fields in the Province of Canterbury, the amount of gold produced in this Province has suffered no diminution. The recent migration of so many of our miners, instead of affording grounds to fear that our own Gold Fields are either likely to be abandoned or held in less estimation than formerly, is calculated to produce a re-action in their favor, by comparison with other fields.

Reports and Returns of the various Departments of the Provincial Government will be laid before you; also Special Reports on various subjects from Commissioners appointed by me, in compliance with resolutions of your House.

The subject of railways will be brought to your notice, in connection with the survey, prepared by the Chief Railway Engineer, Mr. Paterson, of that portion of the proposed line through the Province, commencing at Dunedin, and extending to the Taieri River. The immense advantages which the Province would derive from the construction of railways through its principal agricultural districts, are, I believe, not undervalued by you; and I shall cordially co-operate with you in carrying out any well-organized scheme for their construction.

Correspondence on the subject of a railway from Dunedin to Port Chalmers will be laid before you, from which you will be informed that a reasonable prospect exists of the formation of a company in England for the construction of that line.

Since your last Session, the New Zealand Industrial Exhibition has been opened, and has proved itself worthy of an older and more wealthy colony.

Notwithstanding the disappointment caused by the absence of His Excellency the Governor, and the comparatively small countenance given by the other Provinces, it has been attended with a degree of success which has more than met the expectations of the original promoters of the undertaking.

The knowledge which has been acquired of the quantity and quality of the various productions, especially mineral, in which this Island abounds, is of a most satisfactory nature. The spirit of research may now be assisted and directed by information contributed from all parts of the colony, and there is thus every reason to anticipate that one of the principal objects of the Exhibition—the development of our native productions, will receive an impulse which could not have been attained either so speedily or so completely by any other means.

Estimates of the probable Revenue for the present year, and for a corresponding expenditure, will be presented to you, and I feel assured that the evidences they afford of a desire to administer the Revenue with the utmost economy, consistent with efficient Government, will receive your approval.

It now remains for me to entrust the business of the Session to your hands, being assured that you will bring to bear upon it an honest determination to adopt such measures as are best calculated to promote the progress and solid prosperity of the Province.

JOHN HYDE HARRIS,
Superintendent.

REPLY TO THE ADDRESS.

We regret with your Honor the severe monetary pressure which has marked the period since last Session, and we coincide in the opinion that the deminution of public expenditure was a necessity, the disregard of which might have resulted in disastrous consequences.

We regret the embarrassing position of the Government, as stated by the Treasurer in his Memorandum of 20th December 1864.

Without pronouncing any opinion at present upon the policy or impolicy of remitting the Land Tax, we regret exceedingly that any action should have been taken in this matter without the previous sanction of this House. The course which has been adopted by the Executive involves a principle subversive of the functions of this House, at variance with constitutional usage, and is deserving of our gravest censure.

Our earnest attention shall be devoted to the New Land Bill, and to the measures to which you allude relating to the Pastoral Lands of the Province.

We agree with your Honor in the desirability of making every effort to attract the stream of emigration to our shores.

We fully appreciate the remarks made by your Honor upon our Gold Fields, and upon the favorable comparison which they may be considered to bear with other fields.

The advantages to be derived from the construction of Railways can scarcely be over-estimated; and the subject of devising some well-organised scheme for carrying out the same shall receive our mature deliberation.

We trust that the benefits sought to be conferred upon the country by the promoters of the Exhibition may be fully realised, and that the development of our native productions will receive the desired impulse.

We assure your Honor that we approve of your desire to administer the revenue with the utmost economy consistent with efficient government.

Passed the Provincial Council, April 21, 1865.

J. RICHARDSON,
Speaker.

CHAS. SMITH,
Clerk of Council.

NOTICE.

Diseased Cattle.

WHEREAS it having been found that Cattle suffering from infectious disease have been landed at the Port of Otago, it is desirable that the restrictions upon the landing of Cattle arriving from other Ports, provided by sub-sections A, B, C, and D, of Section 4 of the "Diseased Cattle Act, 1861," should be strictly enforced.

The following instructions have therefore been issued to the Inspector of Cattle—

1. On the arrival of any vessel in the said Port having Cattle on board, to ascertain their number, to inspect every animal with the greatest care, and if no infectious disease shall be apparent in any animal at the time of such inspection, to give notice to the master of such vessel that he will inspect the said cattle again at the end of three days, at which time, if no infectious disease shall be apparent in any animal, to order the removal of the said Cattle to a Quarantine Ground, to be appointed by the Superintendent for that purpose, there to remain until they shall be released by virtue of an order, in writing, under the hand of the Superintendent.

But if it shall appear on such first or second inspection that any one or more of such Cattle are suffering from any infectious disease, to forthwith give notice to that effect to the Master of such vessel, in pursuance of sub-section C of section 4 of the "Diseased Cattle Act, 1861."

2. On the expiration of 24 hours after such last-mentioned notice shall have been given, to visit the said vessel, and if he shall find any Cattle alive therein, or if the said Cattle, or any of them, shall have been landed either alive or dead during the said 24 hours, to take immediate steps for the enforcement of the penalties created by section No. 12 of the aforesaid Act.

J. HYDE HARRIS,
Superintendent.

Provincial Secretary's Office,
Dunedin, 25th April, 1865.

HIS Honor the Superintendent directs it to be notified that he has received and accepted the resignation of.

THOMAS DICK, Esquire,
as one of the Commissioners of the Waste Land Board.

FREDERICK J. MOSS,
Provincial Treasurer.

THE following Return of Trustees elected for the several Road Districts after-mentioned is published for general information:—

Waipori District: Alex. Miller and James Kemp,
West Taieri; James Sutherland, Neil Ross, John Sinclair, and Thomas Mathieson, Lake Waipori.

JOHN W. JAGO,
Clerk to the General Road Board.
Dunedin, 25th April, 1865.

LIST OF PERSONS applying for Relief under the "Debtors and Creditors Act, 1862."

Reuben Harris, of Queenstown, Otago, Auctioneer.
James Haines and Benjamin Wallis, trading in Dunedin under the style of Haines, Wallis, and Richardson, Contractors.

George Dodd, of Dunedin, Otago, Publican.
Samuel Symms, of Dunedin, Otago, Journalist.

Louisa White, of Dunedin, Otago, Dressmaker.
James Murray, of Port Chalmers, Otago, Waterman.
Robert Miller, of Dunedin, Otago, Settler.
James Waite, of Dunedin, Otago, Saloon Keeper.

ROBERT CHAPMAN,
Registrar.

Supreme Court Office,
Dunedin, 26th April, 1865.

DISSOLUTION OF COPARTNERSHIP.

THE Partnership hitherto existing between the undersigned, Charles Clark Armstrong, Richard Montague Payne, and Henry Newey, as Hotelkeepers, under the firm of Armstrong, Payne, and Newey, at the Star and Garter Hotel, Oamaru, has this day been Dissolved by mutual consent.

The Business in future will be carried on by the said Charles Clark Armstrong and Richard Montague Payne, under the firm of Armstrong and Payne, who will receive all debts due to and pay all debts due by the late firm.

Dated this 22nd day of April, 1865.

CHARLES CLARK ARMSTRONG.
RICHARD MONTAGUE PAYNE.
HENRY NEWAY.

Witness to the Signatures—

J. O'MEAGHER,
8s. Solicitor, Thames-st., Oamaru.

NOTICE.

DISSOLUTION OF PARTNERSHIP.

THE Partnership hitherto existing between SAMUEL CROKER and DANIEL M'LEOD, carrying on business as Wholesale and Retail Grocers, under the name of Croker and M'Leod, in the Township of Oamaru, Otago, has this day been dissolved by mutual consent. The business will in future be carried on by Samuel Croker, who will receive and pay all debts due to and by the late firm.

Dated this 5th day of April, 1865.

SAMUEL CROKER.
DANIEL M'LEOD.

Witness—J. LENNOX.

7s.

In the Supreme Court of New Zealand, }
Otago and Southland District. }
In the matter of the Petition of DAVID GOODWIN, of Dunstan Creek, in the Province of Otago, Storekeeper and Baker, and in the matter of the "Debtors and Creditors Act, 1862."

NOTICE is hereby given that His Honor Mr. Justice Richmond has appointed Monday, the 15th day of May, 1865, at 10 o'clock in the forenoon, at the Supreme Court House, Dunedin, for hearing the above Petition.

Dated at Dunedin the 25th day of April, 1865.

7s. HOWORTH, BARTON & HOWORTH,,
Solicitors for the Petitioner.

In the matter of the Petition of ISAAC HARRIS, of Dunedin, General Dealer; and in the matter of the Debtors and Creditors Act, 1862.

NOTICE is given that the Judge has appointed Monday, the 15th day of May next, for the hearing of the said Petition.

Dated this 20th day of April, 1865.

5s. MACGREGOR AND HARVEY,
Solicitors for the said Petitioner.

In the matter of the Petition of JOHN HORN MIDDLETON, of Dunedin, Clerk; and in the matter of the Debtors and Creditors Act, 1862.

NOTICE is given that the Judge has appointed Monday, the 15th day of May next, for the hearing of the said Petition.

Dated this 20th day of April, 1865.

MACGREGOR AND HARVEY,
Solicitors for the said Petitioner.

In the Supreme Court of New Zealand, }
Otago and Southland District. }

In the matter of the Petition of JAMES HAINES and BENJAMIN WALLIS, trading in co-partnership under the style or firm of "Harris, Wallis and Richardson," of Dunedin, (Contractors, Debtors; and in the matter of the "Debtors and Creditors Act, 1862."

NOTICE is hereby given that His Honor Mr. Justice Chapman has appointed Monday, the 15th day of May, 1865, at ten o'clock in the forenoon, at the Supreme Court House, Dunedin, for hearing the above Petition.

Dated at Dunedin, this 25th day of April, 1865.

MATT. V. HODGE,
Solicitor for the Petitioners.

7s.

In the Supreme Court of New Zealand, }
Otago and Southland District. }

In the matter of the Petition of JAMES RIDDEL, of Dunedin, in the province of Otago, Produce Merchant; and in the matter of the Debtors and Creditors Act, 1862.

NOTICE is hereby given that His Honor Mr. Justice Richmond has appointed Monday, the 15th day of May, 1865, at the Supreme Court House, Dunedin, at 10 o'clock in the forenoon, for the hearing of the said Petition.

Dated this 25th day of April, 1865.

MATT. V. HODGE,
Petitioner's Solicitor.

6s.

In the Supreme Court of New Zealand, }
Otago and Southland District. }

In the matter of the "Debtors and Creditors Act, 1862;" and in the matter of the Petitions of the several Debtors hereinafter mentioned, namely:—ANGUS M'RAE, of Dunedin, in the Province of Otago, Hotelkeeper; GEORGE RICHARD HOWARD, of Dunedin aforesaid, Druggist; THOMAS M'INDOE, of Dunedin aforesaid, Agent; and JAMES MURRAY, of Port Chalmers, in the said Province of Otago, Waterman.

NOTICE is hereby given, that the Court has appointed Monday, the 15th day of May, 1865, at the hour of ten in the forenoon, at the Supreme Court House, Dunedin, to hear the Petitions of the above-named Debtors.

Dated the 26th day of April, A.D. 1865.

WILSON & KIDSTON,
Stafford Street, Dunedin,
Solicitors for the said Petitioners.

10s.

In the Supreme Court of New Zealand, }
Otago and Southland District. }

In the matter of the several Petitions of GEORGE LUMB, of Dunedin, Shipping Agent; SAMUEL SYMS, of Dunedin, Journalist; JAMES GUNN MACKAY, of Dunedin, Hotelkeeper; LOUISA WHITE, of Dunedin, Dressmaker; GEORGE DODD, of Dunedin, Publican; HARRIOT BOLLOM

COOPER, of Dunedin, Widow; GEORGE HAY LOW and THOMAS BRUCE, of Waitaki, in the Province of Otago, Contractors; and in the matter of the "Debtors and Creditors Act, 1862."

NOTICE is hereby given, that His Honor the Judge has appointed Monday, the fifteenth day of May, 1865, at ten o'clock in the forenoon, at the Supreme Court House, Dunedin, for the hearing of the above Petitions.

Dated this 25th day of April, 1865.

EDWARD FRANCIS WARD,
Solicitor for Petitioners,
Princes Street, Dunedin.

12s.

In the matter of the Petition of JAMES WAITE, Saloon-keeper, Dunedin, a debtor in custody; and in the matter of the Debtors and Creditors Act, 1862.

NOTICE is hereby given that the above-named petitioner has filed his petition in accordance with the above Act, and that the Judge has appointed Monday, the 15th day of May next, for the hearing thereof.

JAMES WAITE.

Dated the 21st day of April, 1865. 5s. 6d.

In the matter of the Petition of ROBERT MILLER, of Dunedin, Settler, a debtor in custody; and in the matter of the Debtors and Creditors Act, 1862.

NOTICE is hereby given that the above-named Petitioner has filed his Petition in accordance with the above Act, and that the Judge has appointed Monday, the 15th day of May next, for the hearing thereof.

Dated the 29th day of April, 1865.

ROBERT MILLER,
Petitioner.

5s. 6d.

In the Supreme Court of New Zealand, }
Otago and Southland District. }

In the matter of the Petition of CAROLINE CADETTE ALPENNY, of Dunedin, in the Province of Otago, Registry Office Keeper; and in the matter of the "Debtors and Creditors Act, 1862."

NOTICE is hereby given, that His Honor Mr. Justice Richmond has appointed Monday, the fifteenth day of May, 1865, at the Supreme Court House, Dunedin, at 10 o'clock in the forenoon, for the hearing the said Petition.

Dated this 26th day of April, 1865.

CAROLINE C. ALPENNY, Petitioner.

7s.

SUBSCRIPTIONS will be at the rate of £1 per annum, or 5s. per quarter, payable in advance to the Publisher. Single copies of the Gazette not to exceed 6d. Subscriptions can commence at any time, but must terminate not later than 31st December, 1865.

PRIVATE ADVERTISEMENTS will be charged at the rate of 6d. per line. Late Advertisements, 1s.

THE GAZETTE is published every Wednesday morning, and Notices for Insertion must be received at the Superintendent's Office not later than 2 o'clock p.m. on the Tuesday preceding. Advertisements received after that hour will be charged 1s. per line. Any irregularity in the receipt of those Gazettes which are given gratis by the Government should be reported at once to the Provincial Secretary.